

seal period will allow the United States sufficient time to notify the Court of its intervention decision with respect to the other named defendants and permit a single (rather than piecemeal) unsealing of this matter at that time. The United States asks, however, that the seal be partially lifted in order to allow the government to provide a copy of this Notice of Election to Singulex and its counsel.

A proposed Order accompanies the Joint Stipulation of Dismissal of Only Defendant Singulex, Inc., filed contemporaneously herewith.

Respectfully submitted,

JOYCE R. BRANDA
Acting Assistant Attorney General
Civil Division

RONALD C. MACHEN JR.
United States Attorney
District of Columbia

DANIEL F. VAN HORN, D.C. Bar # 924092
Civil Chief


JENNIFER A. SHORT, D.C. Bar # 456884
Assistant United States Attorney
555 Fourth Street, NW, Civil Division
Washington, D.C. 20530
Telephone: (202) 252-2529

MICHAEL D. GRANSTON, D.C. Bar # 446258
PATRICIA L. HANOWER, D.C. Bar # 418640
ELIZABETH A. STRAWN, D.C. Bar # 472097
Attorneys
Commercial Litigation Branch, Civil Division
U.S. Department of Justice
Post Office Box 261
Washington, D.C. 20044
Telephone: (202) 616-7986

February 6, 2014

Attorneys for the United States of America

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of February 2015, a true and correct copy of the above and foregoing **United States' Notice of Election to Intervene in Part and to Decline in Part as to Only Defendant Singulex, Inc.** was served via first-class mail, postage pre-paid on:

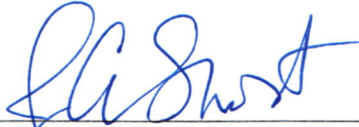
Niall P. McCarthy
Justin T. Berger
Eric J. Buescher
Cotchett, Pitre & McCarthy, LLP
San Francisco Airport Office Center
840 Malcolm Rd.
Burlingame, CA 94010

and

Steven N. Berk
Berk Law PLLC
2002 Massachusetts Ave., NW
Washington, D.C. 20036

Counsel for Relator

Because this action is under seal pursuant to 31 U.S.C. § 3730, the defendants have not been served with copies of the foregoing.



JENNIFER A. SHORT
Assistant United States Attorney